IN THE HIGH COURT OF JUDICTURE FOR RAJASTHAN AT JODHPUR.

O R D E R

Nathu Lal. Versus State of Rajasthan & Anr.

S.B. Criminal Misc. Petition No.805/2007

and

Vijay Singh & Anr. Versus State of Rajasthan & Anr.

S.B. Criminal Misc. Petition No. 150/2007

...

Date of Order: July 17, 2007

PRESENT

HON'BLE MR. JUSTICE H.R. PANWAR

Mr. B.N. Kalla and Mr. Rakesh Arora, for the petitioners.
Mr. Ashok Upadhyaya, Public Prosecutor for the State.
Mr. Sandeep Mehta, for respondent No.2.

BY THE COURT:

By these criminal miscellaneous petitions, the petitioners seek quashing of the FIR No. 09/2007 dated 19.1.2007 of Police Station, Abu Road City, district Sirohi for the offences under Sections 420, 406 and 120-B, IPC.

Heard learned counsel for the parties.

It is contended by the learned counsel for the petitioners that though after filing these two criminal miscellaneous petitions, the police concluded the investigation

and filed the Challan before the competent Court, but the Station House Officer, Police Station, Abu Road City, vide letter dated 22.6.2007, has reported the matter to the National Highway Authority for taking some disciplinary action and thereby he exceeded his jurisdiction.

Be that as it may, since after filing of both these petitions, the police has concluded the investigation and filed Challan and the trial Court took the cognizance of the offences on 16-6-2007, in my view, both the criminal miscellaneous petitions become infructuous and are dismissed. However, if the petitioners are aggrieved by the communication dated 22.6.2007, they may avail appropriate remedy.

(H.R. PANWAR), J.

mcs